IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.7645 OF 2005

M/s.Vivilon Textiles Industries Pvt.Ltd. .. Petitioner
v/s.
The Union of India and others. .. Respondents

Mr.C.Harishankar i/by Mr.Yogesh Rohira for the petitioner.

Mr.M.I.Sethna, Senior Counsel with Mr.S.M.Shah for the respondents.

CORAM : R.M. LODHA &
J.P.DEVADHAR, JJ.

DATED : 18TH MARCH, 2006.

P.C.

Heard Mr.C.Harishankar, the learned counsel for the petitioner.

2. By this writ petition, the petitioner raises the grievance that though in the communication dated 23rd August, 2005, the petitioner was communicated that the decision has been taken by the Development Commissioner, SEEPZ-SEZ to delete the name of the petitioner unit from the list of valid EOUs, until date

copy of the said decision has not been received. The learned counsel for the petitioner submits that the decision passed by the Development Commissioner is appealable and the petitioner intends to avail of the said remedy.

3. In what Mr.C.Harishankar, the learned counsel for the petitioner submitted, we are satisfied that merits of the diverse contentions raised in the writ petition need not be examined by us and the interest of justice shall be sub-served by the following order:-

(i) The petitioner shall apply to the Development Commissioner for copy of the decision that is said to have been taken by the Development Commissioner to delete the name of the petitioner unit from the list of valid EOUs.

(ii) If such an application is made by the petitioner within two weeks from today, we direct the Development Commissioner, SEEPZ-SEZ to supply the copy of his decision as communicated to the petitioner by letter dated 23rd August, 2005 within

two weeks therefrom.

(iii) The petitioner shall be at liberty to pursue its remedy in challenging the said order of the Development Commissioner, SEEPZ-SEZ.

(R.M.LODHA, J.)

(J.P.DEVADHAR, J.)